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Xiaochun Nie

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EXAMINER

WERNER, DAVID N

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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Continuation of Substance of Interview including description of the general nature of what was discussed: As a majority of the claims are ready for allowance subject to negotiation of final claim language, Applicant agreed to cancel claims 28-34, directed to subject matter that has been amended to become patentably distinct during prosecution but requiring additional examiner search and consideration, and re-file as a continuation.

The rejection of Claim 1 was discussed. The specification, but not the claims, shows a clear distinction between the prior art "panic level" of the Uz reference or "buffer alarm" in the specification, with the claimed relaxation level, which may be set, for example, manually by a user or based on predicted encoded frame size of the next frame to be encoded. Applicant agreed to file a supplementary amendment highlighting this difference, which would place all remaining claims in condition for allowability. The NPL reference cited supra was discussed as relevant to the claimed invention, but not as a prior art reference that defeats patentability.